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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 FEDERAL TRADE COMMISSION,
19 Plaintiff,

20 v.

21 MICROSOFT CORP.,
and
22 ACTIVISION BLIZZARD, INC.

23 Defendants.
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Case No. 3:23-cv-02880-JSC

**DECLARATION OF PAGE ROBINSON IN
SUPPORT OF DEFENDANT ACTIVISION
BLIZZARD, INC.'S STATEMENT IN
RESPONSE TO PLAINTIFF FEDERAL
TRADE COMMISSION'S
ADMINISTRATIVE MOTIONS TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED (Civil L.R. 79-5(f)) [ECF NOS.
251, 263]**

Judge: Hon. Jacqueline Scott Corley

1 I, Page Robinson, declare as follows:

2 1. I am a Senior Director of Litigation and Intellectual Property at Activision
3 Blizzard, Inc. (“Activision”). I submit this declaration in support of Activision’s Statement
4 in Response to Plaintiff Federal Trade Commission’s Administrative Motions to Consider
5 Whether Another Party’s Material Should be Sealed. In my role, I have personal
6 knowledge of Activision’s use and protection of non-public, highly sensitive, and
7 confidential business information, including the information at issue here.

8 2. I have personal knowledge of the facts set forth below, and I can and would
9 competently testify to such facts if called to do so.

10 3. I have reviewed and am familiar with the portions of Plaintiff’s Exhibit Lists
11 that Plaintiff filed under seal because they contained information designated by Activision
12 as “Confidential.” Such information is identified in Plaintiff’s Administrative Motions to
13 Consider Whether Another Party’s Material Should be Sealed (ECF Nos. 251, 263)
14 (“Administrative Motions”).

15 4. As set forth in the Statement in Response to the Administrative Motions,
16 certain limited portions identified in Plaintiff’s Administrative Motions contain non-public
17 and highly sensitive information, including, but not limited to, information reflecting
18 Activision’s internal decision-making processes, strategic evaluation of forward-looking
19 opportunities, confidential agreements, business partnerships and negotiations, and internal
20 business strategy.

21 5. This information could be used to injure Activision if made publicly
22 available, and it would cause competitive harm to Activision if the above information was
23 publicly disclosed. For example, disclosure of this information would give Activision’s
24 competitors insight into Activision’s strategies, plans, and assessments regarding potential
25 opportunities, and those competitors may alter their strategic plans or offerings if they
26 knew Activision’s strategies and plans. Disclosure of this information would also harm
27 Activision by allowing its competitors to circumvent the time and resources expended by
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1 Activision in developing its internal practices and strategies. Disclosure of this information
2 would further harm Activision's negotiating position with its business partners.

3 6. Activision takes robust measures to maintain the confidentiality of all the
4 above-described information, including limiting internal disclosure of some of this
5 information to persons on a need-to-know basis, and does not disclose it publicly. All of
6 this information was designated as confidential pursuant to Section 21 of the FTC Act, 15
7 U.S.C. § 57b-2, and/or as Confidential pursuant to the Protective Order Governing
8 Confidential Material entered on December 9, 2022 in *In the matter of Microsoft Corp. &*
9 *Activision Blizzard, Inc.* Docket No. 9412 (FTC). This information is also Confidential
10 under the operative protective order in this case (ECF Nos. 115-1, 170). For these reasons,
11 Activision respectfully requests that the Court order the portions set forth in its Statement
12 in Response to the Administrative Motions to be sealed.

13 I declare under penalty of perjury under the laws of the United States of America
14 that the foregoing is true and correct to the best of my knowledge and belief.

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16 Executed on July 5, 2023, in Santa Monica, California.

17 /s/ Page Robinson
18 Page Robinson
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SIGNATURE ATTESTATION

Pursuant to Civil Local Rule 5-1(h)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from any other signatory to this document.

Dated: July 5, 2023

/s/ Caroline Van Ness
Caroline Van Ness